

GOVERNMENT OF ANDHRA PRADESH

**ABSTRACT**

Forest Department - Diversion of 16.84 Ha of forest land in Compt. Nos. 208, 210 and 211 of Devagudipadu RF of Dhone Range of Kurnool Forest Division / District for establishment of 18.90 MW Wind Power Project, in favour of M/s. Sarjan Realities Ltd, Hyderabad - Permission accorded - Orders - Issued.

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ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

**G.O.Ms.No. 22**

**Dated:08-03-2013.**

**Read the following:-**

1. From PCCF, A.P, Hyd. Lr.Rc.No.49120/2006/F 1, Dt.28-12-2007.
2. State Govt. Lr.No.87/For.I (1)/2008, Dated:24/28-01-2008.
3. From GOI, Mo.EF, Bglr.Lr.No.4-APC464/2008-BAN/2595,Dt:27-06-2008.
4. State Govt. Lr.No.87/For.I (1)/2008, Dated:10-08-2011.
5. From GOI, Mo.EF, Bglr.Lr.No.4-APC464/2008-BAN/751, Dt:9-03-2012

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**ORDER:**

The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad in his letter 1<sup>st</sup> read above, had submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 16.84 ha. of Forest land in Compartment Nos.208,210 & 211 of Devagudipadu RF of Dhone Range, Kurnool Forest Division for establishment of 33.00 MW Wind Power Project, in favour of Sarjan Realities Limited and requested to forward the same to Government of India, Ministry of Environment & Forests, for according approval under section 2 of Forest (Conservation) Act, 1980.

2. The said proposal has been sent to Government of India, Ministry of Environment & Forests for their approval under Section 2 of Forest (Conservation) Act, 1980 vide State Government letter 2<sup>nd</sup> read above.

3. Government of India, Ministry of Environment & Forests, in their letter 3<sup>rd</sup> read above, have accorded their approval in-principle (Stage-I) for the proposal, subject to compliance of certain conditions as stipulated therein. The State Government vide letter 4<sup>th</sup> read above, have furnished compliance report on the conditions stipulated by the Government of India and reported that the user agency i.e., M/s Sarjan Ralities Limited, Secunderabad have made minor revisions in the plan so as to make use of advanced technology with the use of high rating turbines and proposed to install 2.10 MW turbines at 09 locations with an aggregate capacity of 18.90 MW Wind Power Project instead of previously proposed installation of 1.50 MW turbines at 22 locations with a capacity of 33.00 MW Wind Power Project for which in-principle Stage-I approval was accorded by Ministry of Environment & Forests, Government of India.

4. Government of India, Ministry of Environment & Forests, in their letter 5<sup>th</sup> read above, have accorded their approval (Stage-II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 16.84 Ha of forest land in Compt. Nos. 208, 210 and 211 of Devagudipadu RF of Dhone Range of Kurnool Forest Division / District for establishment of 18.90 MW Wind Power Project, and also for proposed modifications in the land use and Compensatory Afforestation (CA) land, in favour of M/s Sarjan Realities Limited, Hyderabad, subject to certain conditions as stipulated therein.

5. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad for diversion of 16.84 Ha of forest land in Compt. Nos. 208, 210 and 211 of Devagudipadu RF of Dhone Range of Kurnool Forest Division / District for establishment of 18.90 MW Wind Power Project, and also for proposed modifications in the land use and Compensatory Afforestation (CA) land, in favour of M/s Sarjan Realities Limited, Hyderabad, subject to the following conditions:-

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1. The legal status of the forest land shall remain unchanged.
2. Technical parameters will not be changed without prior approval of Ministry of Environment & Forests.
3. The user agency shall give an undertaking to the effect that they will comply with the conditions that may be imposed in case there is any change in the guidelines under Forest (Conservation) Act, 1980 with regard to wind mills.
4. The compensatory afforestation shall be raised over 16.84 ha. of identified non-forest land in Survey No.105-2 & 108 in Tumcherla village in Kanaganipalli Mandal of Ananthapur Division. The State Government shall obtain prior permission of Central Government for change of location and schedule of compensatory afforestation site, if any.
5. The non-forest land for compensatory afforestation shall be notified by the State Government as PF/RF under Indian Forest Act, 1927 or the State Forest Act and Nodal Officer (FCA) shall report the compliance within six months.
6. The additional amount of the Net Present Value (NPV) of the diverted forest land if any becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the user agency and the same shall be transferred to the designated Ad-hoc CAMPA Account.
7. The user agency shall demarcate the project area by erecting cairns (60 cm high) at 20 mt. interval with available stones and indicate the marking of forward and backward bearing on these cairns. After construction of approach road as per the project plan, these cairns shall be replaced by four feet high RCC pillars at the project cost indicating on each pillar the forward and backward bearing as well as distance between the adjacent pillars.
8. The alignment of roads in the proposed area shall be done by a recognized firm and got approved by the Divisional Forest Officer concerned before implementation of the project. The approach road will however be available for use of the Forest Department or any person authorized by the Forest Department.
9. The Wind Mills shall not be established within 300 meters from Highways and village habitations.
10. The lease period initially shall be for a period of 30 years. The forest land will first be leased in favour of the developer and within a period of 4 years of Stage-II approval, the lease shall be transferred in the name of investors / power producers. In case the developer fails to develop wind farms, the land shall be reverted back to Forest Development without any compensation.
11. The vane tips of the wind turbine shall be painted with orange colour to avoid bird hits.
12. Any tree felling shall be done only when it is unavoidable, and that too under strict supervision of the State Forest Department and at the cost of the project.
13. All existing rights of way if any, shall continue to exist.

14. The lease rent of Rs.30,000/- MW realized from the user agency shall be utilized in providing gas connections to the local villagers under the Joint Forest Management Programme and for other conservation measures.
  15. About 65-70% of leased out area in the wind farm shall be utilized for developing medicinal plant gardens, wherever feasible, by the State forest Department at the cost of user agency. The State Government may take the help of National Medicinal Plant Board in creating corridors of medicinal plant gardens. The intervening areas between two wind mills foot prints should also be planted up by dwarf species of trees at the project cost.
  16. Soil and moisture conservation measures like contour trenching shall be taken up on the hillocks supporting the wind mill. Roadside plantations shall be taken up on either side of the approach road and roads in the project area.
  17. Adequate fire protection measures, including employment of fire watchers and maintenance of the fire line, etc, shall be undertaken by the user agency in and around the project area at its own cost in consultation with the local D.F.O.
  18. The wind turbine/wind mills to be used on forest lands shall be approved for use in the country by the Ministry of Non-Conventional Energy Sources, Government of India.
  19. The forest land shall not be used for any purpose other than that specified in the proposal.
  20. Other standard conditions in vogue as per this Ministry's guidelines for Wind Power projects shall also be applicable in the instant case.
  21. The total forest area utilized for the project shall be exceed 16.84 ha. Handing and taking over of land and commencement of work in the land shall be done within a period of two years from the date of Stage-II approval.
  22. Any other condition that the Additional Principal Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience.
6. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad is directed to take further necessary action in the matter.

( BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL,  
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To  
The Principal Chief Conservator of Forests,  
Andhra Pradesh, Hyderabad.

Copy to:

The Chief Conservator of Forests (Central )  
Government of India, Ministry of Environment & Forests,  
Regional Office (Southern Zone) Kendriya Sadan, IV Floor E & F Wings,  
17<sup>th</sup> Main Road, II Block, Koramangala, BANGALORE -560 034.  
M/s. M/s. Sarjan Realities Limited,  
No.IB, Uma Enclave, Road No.9, Banjara Hills, Hyderabad. -500034  
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER.